1		HONORABLE RICARDO S. MARTINEZ	
2			
3			
4			
5			
6			
7	IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE		
8		LATTLE	
9 10	MICROSOFT CORPORATION, Plaintiff,	NO. 2:15-cv-01603 RSM	
11	vs.	STIPULATION OF DISMISSAL WITH PREJUDICE	
12 13	DEPARTMENT OF THE TREASURY,		
14	Defendant.		
15	Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, plaintiff Microsof		
16	Corporation and defendant Department of the Treasury agree and stipulate that the above captioned		
17	action shall be dismissed with prejudice. Counsel for the defendant has produced the records sought		
18	by plaintiff in its Freedom of Information Act request, and as a result, the case is now moot. The parties further agree and stipulate that the parties shall bear their own costs and expenses		
19	of this action, including attorney's fees.		
20	//		
21			
22	//		
23	//		
24	//		
25	//		

Case 2:15-cv-01603-RSM Document 28 Filed 10/10/17 Page 2 of 3

1	DATED this 10 th day of October, 201	7.
2	U.S. DEPARTMENT OF JUSTICE	CALFO EAKES & OSTROVSKY PLLC
3		
4	By: s/Richard J. Hagerman	By: s/ Patty A. Eakes
5	Richard J. Hagerman Stephen S. Ho	Patricia A. Eakes, WSBA #18888 By: <u>s/Andrea Delgadillo Ostrovsky</u>
6	Trial Attorneys, Tax Division U.S. Department Of Justice	Andrea Delgadillo Ostrovsky, WSBA #37749 1301 Second Avenue, Suite 2800
7	Post Office Box 227	Seattle, WA 98101
	Washington, DC 20044 Telephone: 202-616-9832	Tel: (206) 407-2200 Fax: (206) 407-2224
8	Facsimile: 202-514-6866 Email: richard.j.hagerman@usdoj.gov	Email: pattye@calfoeakes.com Email: andreao@calfoeakes.com
9		
10	Attorneys for Defendant Department of the Treasury	BAKER & McKENZIE LLP
11		
12		By: s/ Daniel A. Rosen
13		Daniel A. Rosen, NYBA #2790442 Pro Hac Vice
14		452 Fifth Avenue New York, NY 10018
15		Tel: (212) 626-4272 Fax: (212) 310-1600
16		Email: daniel.rosen@bakermckenzie.com
17		Attorneys for Plaintiff Microsoft Corporation
18		
19		
20		
$\begin{bmatrix} 20 \\ 21 \end{bmatrix}$		
22		
23		
24		
25		

CERTIFICATE OF SERVICE 1 I hereby certify that on October 10, 2017, I electronically filed the foregoing with the Clerk 2 of the Court using the CM/ECF system which will send notification of such filing to the following: 3 4 Patricia A. Eakes pattye@calfoeakes.com 5 Andrea Delgadillo Ostrovsky 6 andreao@calfoeakes.com 7 Daniel A. Rosen daniel.rosen@bakermckenzie.com 8 9 Richard J. Hagerman richard.j.hagerman@usdoj.gov 10 11 By: s/Mary J. Klemz Mary J. Klemz 12 13 14 15 16 17 18 19 20 21 22 23 24 25